

CITY COUNCIL AGENDA

APRIL 17, 2001

SYNOPSIS

LINDA J. LE ZOTTE
FORREST WILLIAMS
CINDY CHAVEZ
CHUCK REED
NORA CAMPOS

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

RON GONZALES MAYOR

KEN YEAGER
GEORGE SHIRAKAWA, JR.
DAVID D. CORTESE
JOHN DIQUISTO
PAT DANDO

DISTRICT 6
DISTRICT 7
DISTRICT 8
DISTRICT 9
DISTRICT 10

Welcome to the San José City Council meeting!

This Agenda contains both a Consent Calendar section for routine business items that require Council approval, and general business items arranged to correspond with San José's City Service Areas (CSAs). City Service Areas represent the policy-making level for strategic planning, policy setting, and investment decisions in the critical functions the City provides to the community. They are:

- **Strategic Support Services** — The internal functions that enable the CSAs to provide direct services to the community in an effective and efficient manner.
- **Economic and Neighborhood Development** — Manage the growth and change of the community in order to create and preserve healthy neighborhoods and ensure a diverse range of employment and housing opportunities.
- **Recreation and Cultural Services** — Serve, foster, and strengthen community by providing access to lifelong learning and opportunities to enjoy life.
- **Transportation Services** — A safe and efficient transportation system that contributes to the livability and economic health of the City.
- **Environment and Utility Services** — Manage environmental services and utility systems to ensure a sustainable environment for the community.
- **Aviation Services** — Provide for the air transportation needs of the community and the region at levels that are acceptable to the community.
- **Public Safety Services** — Commitment to excellence in public safety by investing in neighborhood partnerships as well as prevention, enforcement, and emergency preparedness services.

Items listed in Section 10 require approval of both the City Council and the San José Redevelopment Agency Board.

You may speak to the City Council about any item that is on the agenda, and you may also speak on items that are not on the agenda during Open Forum. If you wish to speak to the City Council, please refer to the following guidelines:

1. **Fill out a Yellow Speaker's Card and submit it to the City Clerk seated at the front table. Do this before the meeting or before the item is heard.** This will ensure that your name is called for the item/s that you wish to address, and it will help ensure the meeting runs smoothly for all participants.
2. When the Council reaches your item on the agenda, Mayor Ron Gonzales will open the public hearing and call your name. Please address the Council from the podium, which is located to the left of the City Clerk's table.
3. Each speaker generally has two minutes to speak per item. The amount of time allotted to speakers may vary at the Mayor's discretion, depending on the number of speakers or the length of the agenda.
4. To assist you in tracking your speaking time, there are three lights located to the far right of the podium. The green light turns on when you begin speaking; the yellow light turns on when you have 30 seconds left; and the red light turns on when your speaking time is up.

Please be advised that, by law, the City Council is unable to discuss or take action on issues presented during Open Forum. According to State Law (the Brown Act) items must first be noticed on the agenda before any discussion or action.

The San José City Council meets every Tuesday at 1:30 p.m. and every first and third Tuesday at 7 p.m., unless otherwise noted. If you have any questions, please direct them to the City Clerk's staff seated at the tables just below the dais. Thank you for taking the time to attend today's meeting. We look forward to seeing you at future meetings.

To arrange an accommodation under the Americans with Disabilities Act to participate in this public meeting, please call 1 (408) 277-4424 or 1 (408) 998-5299 (TTY) at least two business days before the meeting.

On occasion the City Council may consider agenda items out of order.

- **Call to Order and Roll Call**
9:30 a.m. - Closed Session, Room 600, City Hall
Council Members Absent: None.

1:32 p.m. - Regular Session, Council Chambers, City Hall
Council Members Absent: None.

7:04 p.m. - Public Hearings, Council Chambers, City Hall
Council Members Absent: None.
- **Invocation (District 4)**
Lion Dancers – The following students performed the “Lion Dance” - Albert Lee, Anthony Lee, Linda Hahn, Robert Sala, Jen Tran, Anna Lee and Angelique Lee, all of whom are graduates of the Orchard School District in District 4 and attend Orchard, Independence, and Oak Grove High Schools.
- **Pledge of Allegiance**
Mayor Gonzales led the Pledge of Allegiance.
- **Orders of the Day**
Item 7.4 was deferred to 04/24/01.

Items marked with an asterisk denote changes or additions to the previously published Agenda for this meeting.

A TRAFFIC CALMING STUDY SESSION WAS HELD AT 7:00 P.M.- SEE ATTACHED AGENDA

1 CEREMONIAL ITEMS

- 1.1 Presentation of a proclamation declaring the week of April 16, 2001 as Earth Week and Clean Your Files Week. (Environmental Services/General Services)

Mayor Gonzales presented a proclamation declaring the week of April 16, 2001 as Earth Week and Clean Your Files Week to Carl Mosher, Director of Environmental Services, Fran McVey, Acting Director of General Services, Donna Thurston, Environmental Services' Recycle-at-Work Coordinator, Leslie Masunaga, Historic Resource and Records Manager, General Services. Mayor Gonzales spoke about the opportunity the City has for environmental leadership in a wide range of environmental programs and services that promote conservation, reduce waste and encourage a sustainable community. He stated the City of San José encourages the economic, environmental and social benefits of energy efficiency and renewable energy practices as well as the benefits associated with reducing resource consumption and increasing reuse and recycling of office products especially paper, and acknowledged the importance of the community's relationship to the environment. Accepting the proclamation was Leslie Masunaga, who encouraged City Council, Management and Staff to participate in the City's 2nd Annual Pack Rat Day on April 19, 2001, the City's version of Clean Your Files Day.

2 CONSENT CALENDAR

- 2.1 Final adoption of ordinances.

Recommendation: Final adoption of ordinances:

- (a) ORD. NO. 26340 – Adds a new Chapter 1.19 to Title 1 of the San José Municipal Code to include general provisions related to bonds and amending and restating Chapter 4.38 entitled “City of San José Airport Revenue Bond Law” relating to powers and procedures to issue revenue bonds for the purpose of financing the City's airport.

Ordinance No. 26340 adopted.

- (b) ORD. NO. 26341 – Rezones certain real property situated at the east side of North Bascom Avenue, approximately 100 feet northerly of Olive Avenue. C 00-09-098

Ordinance No. 26341 adopted.

- (c) ORD. NO. 26342 – Rezones certain real property situated at the southeast corner of East Taylor and North Seventh Streets. PDC 00-11-121

Ordinance No. 26342 adopted.

2 CONSENT CALENDAR

2.1 Final adoption of ordinances (Cont'd.)

Recommendation: Final adoption of ordinances:

- (d) ORD. NO. 26343 – Prezones and rezones certain real property situated on the north side of State Route 237, between Zanker Road and Coyote Creek. PDCSH 00-06-048

Condition #10 in memorandum by Mayor Gonzales and Council Member Reed dated 4/2/01 and approved by Council on 4/3/01 was amended to read: “The entrance road across the Water Pollution Control Plant’s ‘buffer lands’ shall be placed in a recorded easement or otherwise appropriately established and agreed to by the applicant.”

Ordinance No. 26343 adopted. Noes: LeZotte.

2.2 Approval of an agreement for environmental analysis of Airport issues and projects.

Recommendation: Approval of a third amendment to the consultant agreement with David J. Powers & Associates, Inc. for environmental analysis of Airport issues and projects, increasing the maximum cost of the agreement by \$90,000, from \$150,000 to \$240,000, and extending the termination date to June 30, 2002. (Airport)

Approved.

2.3 Approval of an agreement for the Airport Parking Administration and Revenue Control System.

Recommendation: Approval of a consultant agreement with Carl Walker, Inc. for parking management and certified public accounting services for the Airport Parking Administration and Revenue Control System, for the period April 20, 2001 to October 20, 2001, in an amount not to exceed \$ 177,065. (Airport)

Approved.

2.4 Approval of an agreement for grow-in of golf course turf at the Tuers-Capitol golf Course.

Recommendation: Adoption of a resolution authorizing the City Manager to negotiate and execute an agreement with San José Golf, LLC, a California limited liability company, for two months of grow-in of a new, 18-hole municipal golf course facility in San José at a cost not to exceed \$360,000, and partial equipment acquisition for the facility in an amount not to exceed \$465,000. Council District 7. (City Manager’s Office)

Resolution No. 70270 adopted.

2 CONSENT CALENDAR

2.5 Approval of additional funding for the Advance System Design and Meter Installation Projects.

Recommendation: Adoption of appropriation ordinance and funding sources resolution amendments in the Water Utility Capital Fund to provide additional funding for the Advance System Design and the Meter Installation Projects. (City Manager's Office)

Ordinance No. 26346 adopted.

Resolution No. 70271 adopted.

2.6 Approval of additional funding for the Ice Centre debt service payment.

Recommendation: Adoption of appropriation ordinance and funding sources resolution amendments increasing the appropriation for Ice Centre debt service payment by \$400,000. (City Manager's Office)

Ordinance No. 26347 adopted.

Resolution No. 70272 adopted.

2.7 Approval of an agreement for the Environmental Enhancement Program.

Recommendation: Approval of a continuation agreement with Tetra Tech, Inc., for consultant services in support of the Environmental Enhancement Program, extending the term of the agreement from March 31, 2001 through March 31, 2003, and modifying the scope of consultant services to reflect regulatory and technical issues, at no additional cost to the City. CEQA: Exempt. (Environmental Services)

Approved.

2.8 Approval of open purchase orders for the purchase of supplies, materials, equipment, and services.

Recommendation: Approval of award of open purchase orders for supplies, materials, equipment, and services for FY 2000-2001 #38, and authorization for the Director of General Services to execute the purchase orders. (General Services)

Approved.

2.9 Approval to extend the agreement for janitorial services at the Water Pollution Control Plant.

Recommendation: Adoption of a resolution authorizing the Director of General Services to execute an amendment to the agreement with Service by Medallion, Inc. extending the contract at the Environmental Services Department's Water Pollution Control Plant through October 31, 2001, at a total additional cost not to exceed \$165,000, for a total contract amount of \$538,000. (General Services)

Resolution No. 70273 adopted.

2 CONSENT CALENDAR

2.10 Approval to vacate access restrictions along Santa Teresa Boulevard.

Recommendation: Adoption of a resolution summarily vacating access restrictions on both sides of Santa Teresa Boulevard, from Larchmont Drive to Bailey Avenue. CEQA: Exempt. Council District 2. (Public Works)

Resolution No. 70274 adopted.

2.11 Approval of contract for the Street Lights – Rosemary Gardens 2001 Project.

Recommendation: Report on bids and award of contract for the Street Lights - Rosemary Gardens 2001 Project to the low bidder, Brown and Fesler, Inc., in the amount of \$277,129. CEQA: Exempt. Council District 3. (Public Works)

Approved.

2.12 Approval of various actions related to the Fire Station No. 30 Remodel and Seismic Upgrade Project.

Recommendation:

- (a) Approval of Contract Change Order No. 5 for the Fire Station No. 30 Remodel and Seismic Upgrade Project with Eddie Torrez Construction for additional construction work resulting from Fire Department requests and unforeseen conditions in the amount of \$65,000, for a total contract amount of \$1,033,913, approval of an increase in the construction contingency in the same amount of \$65,000 (increasing the contingency from \$95,000 to \$160,000), and extending of the term of the agreement by 55 days to April 20, 2001.

Approved.

- (b) Adoption of a resolution increasing the contingency for the Fire Station No. 30 Remodel and Seismic Upgrade Project by \$20,000, from \$160,000 to \$180,000, and authorizing the Director of Public Works to execute contract change orders within the approved contingency of \$180,000.

CEQA: Exempt. Council District 3. (Public Works/Fire)

Resolution No. 70275 adopted.

2.13 Acceptance of the FY 1999-2000 San José Arena Authority's Annual Report.

Recommendation: Acceptance of the San José Arena Authority's Annual Report for Fiscal Year 1999-2000. (San José Arena Authority)

Approved.

2 CONSENT CALENDAR

2.14 Approval of the reorganization of territory designated as Edenvale No. 21.

Recommendation: Adoption of a resolution initiating proceedings and setting May 1, 2001 at 1:30 p.m. for Council consideration on the reorganization of territory designated as Edenvale No. 21, which involves the annexation to the City of San José of 18.2 gross acres of land, located on the northerly side of Hillsdale Avenue, 250 feet easterly of Woodmere Court, and detachment of the same from the Central Fire Protection District and the Santa Clara County Library Services Area. CEQA: Resolution No. 70194. Council District 7. (Planning, Building and Code Enforcement)
(Rules Committee referral 4/11/01)

Resolution No. 70276 adopted.

2.15 Approval of the plans, final map, contract, and water main extension for Tract No. 9314.

Recommendation: TRACT NO. 9314 - Southeast corner of San Felipe and Delta Roads - Brookfield Madison LLC, A Delaware Corporation (Developer) - 40 single family detached residential units. Adoption of resolutions approving the plans, final map, contract, and water main extension for Tract No. 9314. CEQA: Negative Declaration. Council District 8. (Public Works)

Resolution Nos. 70277-70280 adopted.

2.16 Approval of a parkland agreement, the plans, final map, contract, and water main extension for Tract No. 9315.

Recommendation: TRACT NO. 9315 - Southeast corner of San Felipe and Delta Roads - Brookfield Madison LLC, A Delaware Corporation (Developer) - 46 single family detached residential units. Approval a parkland agreement and adoption of resolutions approving the plans, final map, contract, and water main extension for Tract No. 9315. CEQA: Negative Declaration. Council District 8. (Public Works)

Resolution Nos. 70281-70284 adopted.

- END OF CONSENT CALENDAR -

3 STRATEGIC SUPPORT SERVICES

3.1 Report of the Study Session, Mayor Gonzales, Chair No report.

3 STRATEGIC SUPPORT SERVICES

3.2 Report of the Rules Committee – April 4, 2001

Vice Mayor Shirakawa, Jr., Chair

- (a) Redevelopment Agency items reported out at Redevelopment Agency meeting
- (b) City Council
 - (1) Review April 17, 2001 Draft Agenda
The Committee approved the April 17, 2001 City Council Agenda.
 - (2) Add New Items to April 10, 2001 Amended Agenda
The Committee referred one item to the Economic Development and Environment Committee and recommended twelve additions to the April 10, 2001 Agenda.
- (c) City Council Committees
 - (1) Amendments to Council Committee Agendas
 - (a) Finance and Infrastructure Committee
None filed.
 - (b) Economic Development and Environment Committee
None filed.
 - (c) Education, Neighborhoods, Youth, and Seniors Committee
The Committee recommended approval of the amended agenda for April 16, 2001 which added an item entitled, “Report on the Implementation/timeline for Skateboarding Parks.”
 - (d) Ad Hoc Traffic Calming Advisory Committee
None filed.
 - (d) Meeting Schedules
The Committee recommended approval to hear the Redevelopment Agency budget at the May 18, 2001 Study Session.
 - (e) The Public Record – March 21 to March 27, 2001
The Committee noted and filed the Public Record.
 - (f) Boards, Commissions and Committees
None filed.
 - (g) Council Referrals for Assignment to Appropriate Committee, Administration, or Council Appointee
None filed.

3 STRATEGIC SUPPORT SERVICES

3.2 Report of the Rules Committee – April 4, 2001 (Cont'd.)

Vice Mayor Shirakawa, Jr., Chair

(h) Administrative Reviews and Approval

(1) Approval of staff's proposed recommendations on:

AB 37 (Strickland) Sales and use taxes: exemptions: gasoline and diesel fuel

AB 419 (Dutra) Public contracts: design-build contracting: transportation

The Committee recommended the following City positions: Oppose Assembly Bill 37 (Strickland) and Support Assembly Bill 419 (Dutra)

(i) Oral communications

None presented.

(j) Adjournment

The meeting was adjourned at 2:10 p.m.

Rules Committee report and actions of April 4, 2001 accepted.

3.3 Report of the Finance and Infrastructure Committee

Council Member Dando, Chair

No report.

3.4 Acceptance of reports issued by an external auditor on the City's internal controls and administration of federal grants.

Recommendation: Acceptance of the:

(a) Memorandum of Internal Controls issued by Macias, Gini & Company for fiscal year ended June 30, 2000.

(b) Single Audit Report issued by Macias, Gini & Company covering federal grants for the fiscal year ended June 30, 2000.

(Finance)

Approved.

3 STRATEGIC SUPPORT SERVICES

3.5 Approval of various actions for the New Civic Center.

Recommendation:

- (a) Approval of the 4th/5th Street site for the New Civic Center off-site employee parking garage.

Approved.

- (b) Adoption of a resolution authorizing the City Manager to negotiate and execute the first amendment to the agreement with Gordon H. Chong & Partners for the schematic design of the 4th/5th Street Garage Project, increasing the compensation by \$260,000, for a total agreement amount of \$310,000.

Resolution No. 70285 adopted.

- (c) Approval of the second amendment to the agreement with Flack + Kurtz, Inc. for peer engineering review services for the New Civic Center, extending the term of the agreement from June 30, 2001 to June 30, 2004, and increasing the compensation by \$75,000, for a total agreement amount of \$125,000.

Approved.

- (d) Adoption of a resolution authorizing the City Manager to negotiate and execute the second amendment to the agreement with Mock\Wallace Architects for furniture planning services for the New Civic Center, increasing the compensation by \$50,000, for a total agreement amount of \$100,000.

Resolution No. 70286 adopted.

- (e) Adoption of a resolution authorizing the City Manager to negotiate and execute the first amendment to the agreement with Wilbur Smith Associates for Permit Parking Analysis and Public Outreach Services to increase the compensation by \$30,000, for a total agreement amount of \$165,000.

CEQA: Resolution No. 68905. (Public Works)

(Rules Committee referral 4/11/01)

Resolution No. 70287 adopted.

Staff directed to work with bilingual SNI and neighborhood volunteers in recruitment and canvassing efforts.

4 ECONOMIC & NEIGHBORHOOD DEVELOPMENT

4.1 Report of the Economic Development & Environment Committee – April 2, 2001 Council Member Williams, Chair

- (a) Status Report on Mayor's Housing Production Team Referrals
The Committee accepted the Staff report.
- (b) Green Building Guidelines
The Committee deferred the Staff report on "Green Building Guidelines" to the June 4, 2001 Committee meeting.
- (c) Office of Economic Development Report of Activities: July 1 to December 31, 2000
The Committee accepted the Staff report.
- (d) Final Report on the CHAM/CHAP Pilot Project
The Committee deferred this report to 6/4/01 and requested Staff present reasons for deferral at the April 17, 2001 City Council meeting.

Housing Director Alex Sanchez reported to Council on deferral of the final report on the CHAM/CHAP Pilot Project [Item 4.1(d)] to the June 4, 2001 Economic Development and Environment Committee meeting.

- (e) Oral presentation on City's enforcement of Mitigation Monitoring Plans (i.e., Storm Water Pollution Prevention Plans)
The Committee accepted the oral Staff report.
- (f) Oral petitions
 - (1) **Phyllis Ward, Affordable Housing Network, spoke on the need to include the date and Council item number in memos that are sent to City Council in order for reports to be more conveniently retrievable.**
 - (2) **Jennifer Peritz, Audubon Society, spoke on the lack of follow-up at various sites previously cited in violation.**
- (g) Adjournment
The meeting was adjourned at 2:43 p.m.

Staff directed to provide to Council Member LeZotte copies of the overhead presentation made at the April 2, 2001 Economic Development and Environment Committee meeting and a report of the location of the six site violations issued by the Regional Water Quality Board.

Economic Development & Environment Committee report and actions of April 2, 2001, accepted, with Items 4.1(b) and 4.1(d) deferred to June 4, 2001.

5 RECREATION & CULTURAL SERVICES

5.1 Report of the Education, Neighborhoods, Youth, and Seniors Committee Council Member Chavez, Chair

No report.

5.2 Approval of an agreement for the Los Gatos Creek Trail Reach 4 – Lincoln/Auzerais Project.

Recommendation: Approval of an agreement with Harris and Associates, Inc. for project management consultant services for the Los Gatos Creek Trail Reach 4 - Lincoln/Auzerais Project, from the date of execution of the agreement to October 27, 2003, for a base fee in the amount of \$442,000, and additional services in the amount of \$25,000, for a total agreement amount of \$467,000. Council District 6. (Public Works)

Approved.

6 TRANSPORTATION SERVICES

6.1 Traffic Calming Advisory Committee (Ad Hoc) Council Member Reed, Chair

No report.

7 ENVIRONMENTAL & UTILITY SERVICES

7.1 Approval of various actions to support and encourage the use of electric and other clean-air vehicles in San José.

Recommendation:

- (a) Adoption of a resolution approving a new Master Parking Rate Schedule incorporating free parking for clean-air vehicles at City municipal off-street parking facilities and on-street parking meters on a two-year pilot basis.

Resolution No. 70288 adopted.

- (b) Adoption of a resolution amending the Schedule of Fees for the Use of Parks and Recreational Facilities incorporating free parking for clean-air vehicles at City regional parks on a two-year pilot basis.

Resolution No. 70289 adopted.

- (c) Direct staff to develop an ordinance that prohibits parking of non-electric vehicles in spaces reserved for electric vehicles.

Approved.

7 ENVIRONMENTAL & UTILITY SERVICES

7.1 Approval of various actions to support and encourage the use of electric and other clean-air vehicles in San José. (Cont'd.)

- (d) Direct staff to develop guidelines to support the use of Neighborhood Electric Vehicles.

Approved.

- (e) Direct staff to explore opportunities to expand the Alternative Fuel Vehicle Program to increase the City's fleet of clean-air vehicles where feasible.

Approved.

- (f) Direct staff to review the Bay Area Air Quality Management District model ordinance for Zero Emission Vehicles/Clean Air Vehicles and to develop a Clean Air Program that incorporates aspects of the ordinance that are appropriate for the City of San José.

(Department of Transportation)

(Deferred from 3/27/01 – Item 7.3 and 4/03/01 – Item 7.2)

Approved.

7.2 Approval of an agreement with San Francisco State University to perform scientific investigations to assess the health plankton community South Bay.

Recommendation: Adoption of a resolution authorizing the City Manager to negotiate and execute an agreement with San Francisco State University for consultant services for the scientific evaluation of the plankton community of the South San Francisco Bay for the period April 18, 2001 through January 31, 2005, in an amount not to exceed \$506,000. CEQA: Exempt. (Environmental Services)

Resolution No. 70290 adopted.

7.3 Approval to award a contract for miscellaneous and emergency repairs to the San José Municipal Water Systems.

Recommendation: Report on bids and approval of award of contract to the low bidder, R.W. French Construction, Inc., in the amount of \$869,911.50, for Scheduled/Emergency Repairs and Installation of Potable and Non-Potable Water Services and Mains. CEQA: Exempt. Council Districts 2, 4, 7, and 8. (Environmental Services)

Approved.

7 ENVIRONMENTAL & UTILITY SERVICES

7.4 Approval of various actions for loading zones and amending the Schedule of Fees and Charges.

Recommendation:

- (a) Approval of an ordinance:
 - (1) Amending Chapter 11.52 of Title 11 of the San José Municipal Code to modify the regulations applicable to regular freight loading zones and Special Loading/Unloading Permits, and to authorize the establishment of Special Freight Loading Zones to accommodate unique loading needs;
 - (2) Establishing a new Chapter 11.51 of Title 11 of the San José Municipal Code to set forth the regulations applicable to curb markings; and
 - (3) Establishing a new Chapter 11.54 of Title 11 of the San José Municipal Code to set forth the regulations applicable to Passenger Loading Zones, Bus Zones, and Taxicab Zones with no modification of such regulations.
- (b) Adoption of a resolution amending Resolution No. 69650, the 2000-2001 Schedule of Fees, to set forth a fee of \$17 for issuing a permit to park in a Special Freight Loading Zone and Special Loading/Unloading Permits.

(Department of Transportation)

(Deferred from 4/10/01 – Item 7.3)

Deferred to 4/24/01.

8 AVIATION SERVICES

9 PUBLIC SAFETY SERVICES

10 JOINT COUNCIL/REDEVELOPMENT AGENCY

- Closed Session Report
- Open Forum—Heard jointly with Redevelopment Agency Public Discussion.
- Following Open Forum, Council recessed at 2:22 p.m. until 7:00 p.m.

11 PUBLIC HEARINGS

(To be heard by the City Council at 7:00 p.m.)

11.1 Public hearing on a single-family house permit for 1586 Hester Avenue.

Recommendation: PUBLIC HEARING ON SINGLE-FAMILY HOUSE PERMIT for the property located at 1586 Hester Avenue, to allow a first and second-story addition of 1,198 square feet to an existing two-story single-family residence on 0.29 gross acre, resulting in a F.A.R. of 0.30. (Phil & Nicole Brumm, Owner/Developer). CEQA: Exempt. Director of Planning, Building and Code Enforcement and Planning Commission recommend approval (6-0-1).

SF 01-01-009 - District 6

Resolution No. 70291 adopted.

11.2 Public hearing on planned development rezoning on Skyway Drive.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the easterly terminus of Skyway Drive, from (A) PD Planned Development Zoning District and R-1:B-6 Residence District to (A) PD Planned Development Zoning District, to allow: (1) secondary access to Diamond Heights Drive; (2) an increase in the maximum number of students from 1200 to 1400; (3) hard court and parking uses on areas previously designated for open space, and (4) deletion of the requirement to implement a busing program; and (5) combination of the previously approved portions of an existing high school and church campus under one Planned Development Zoning District on 52.68 gross acres. (Valley Christian Schools and South Valley Christian Church, Owner/Developer). CEQA: Negative Declaration. PDC 00-08-065 - District 2

(Continued from 12/12/00 – Item 15k et al., and 4/03/01 – Item 11.1)

Continued to 5/15/01.

11.3 Public hearing on planned development rezoning at 1135 Auzerais Street.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the northeast corner of Auzerais and Race Streets (1135 Auzerais Street), from M-1 Manufacturing Zoning District to (A) PD Planned Development Zoning District, to allow for the relocation of a billboard on 2.86 gross acres. (Chester C. Lehmann, Owner/Developer). CEQA: Exempt.

PDC 00-08-082 - District 6

(Continued from 12/12/00 – Item 15n et al., and 4/03/01 – Item 11.2)

Continued to 5/15/01.

11 PUBLIC HEARINGS

11.4 Public Hearing on a planned development rezoning on North First Street.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located on the east side of North First Street, 250 feet southerly of Burton Avenue, from CN Neighborhood Commercial Zoning District to A(PD) Planned Development Zoning District, to allow a reduction in parking requirements for existing restaurant uses on 0.36 gross acres. (Cortese, Owner; Tafreshi, Developer). CEQA: Negative Declaration. Director of Planning, Building and Code Enforcement and Planning Commission recommend approval (7-0-0).

PDC 01-02-013 - District 3 (Continued from 4/3/01 – Item 11.7)

Continued to 5/1/01.

11.5 Public Hearing on a planned development rezoning at the corner of North 17th and East Saint John Streets.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the northeast corner of North 17th and East Saint John Streets, from R-2 Residence Zoning District to A(PD) Planned Development Zoning District, to allow three single-family detached units, including the relocation of two historic structures displaced by the Civic Center Project, on 0.44 gross acres. (Larry Zajonc, Owner; Redevelopment Agency of the City of San José, Developer). CEQA: Resolution No. 68905. Director of Planning, Building and Code Enforcement and Planning Commission recommend approval (6-0-1).

PDC 01-02-025 - District 3

Ordinance No. 26348 passed for publication.

11.6 Public Hearing on a conforming rezoning of 450 North Fourth Street.

Recommendation: PUBLIC HEARING ON CONFORMING REZONING of the property located on the east side of North Fourth Street opposite Hensley Avenue (450 N. Fourth Street), from LI Light Industrial to R-2 Two Family Residential, to allow residential use on a 0.14 gross acre site. (Redevelopment Agency, Owner/Developer). CEQA: Resolution No. 65459. Director of Planning, Building and Code Enforcement recommends approval. No Planning Commission required.

C 01-02-027 - District 3

Ordinance No. 26349 passed for publication.

- **Open Forum**

Testimony received from three individuals representing approximately 100 people who attended as advocates for the homeless.

- **Adjournment**

The Council of the City of San José adjourned at 7:08 p.m. to a Traffic Calming Study Session.

TRAFFIC CALMING STUDY SESSION AGENDA

7:00 P.M

APRIL 17, 2001

CHAMBERS

1. Traffic Calming Study Session.

7:09 p.m. Council Chambers, City Hall

Council Members Absent: None.

Recommendation: To receive public input and provide direction regarding the City's Traffic Calming Program. (Department of Transportation)

HEARD IN THE EVENING

A. Staff presentation (15 minutes)

- Background
- Status of workplan
- Status of Studies
- Status of program budget
- Review Major issues

Staff presentation given by Wayne Tanda, Director of Department of Streets and Traffic, Deputy Director Jim Helmer, and departmental staff.

B. Public input

Testimony was received from six individuals on various aspects of traffic calming.

C. Council discussion

Council accepted the Staff report and directed Staff to continue to develop the City's Traffic Calming Program and report back at regular intervals on the status of the implementation process, make recommendations on new strategies and emerging technologies, and report on staffing and funding requirements.